

OCT 12 2006

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DENVER, CO**FACSIMILE TRANSMITTAL SHEET****Deliver to:** Mail Stop Amendment**Firm Name:** United States Patent & Trademark Office**Fax Number:** 571-273-8300**From:** Jordan M. Becker**Date:** 10/10/06**Operator:** Chris Kunold **Matter:** 5693P035**Number of pages including cover sheet:** 5**RE:**

App. No.: 10/774,214

Filing Date: 2/5/2004

Inventors: M. SHAH et al.

Art Unit: 2183

Examiner: Not Yet Assigned

Enclosed please find:

1. Transmittal (1 page); and
2. Information Disclosure Statement (2 pages); and
3. PTO Form 1449 (1 page).

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PATENT

TRANSMITTAL

Application No.: 10/774,214
 Filing Date: 2/5/2004
 First Named Inventor: Mebul S. SHAH
 Examiner's Name: Not Yet Assigned
 Art Unit: 2183
 Attorney Docket No.: 5693P035

An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.

- Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
 Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
 Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

- Preliminary Amendment
 Amendment/Response with respect to Office Action
 Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
 Notice of Appeal
 RCE (Request for Continued Examination)
 Supplemental Declaration
 Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
 Information Disclosure Statement (IDS)
 Copies of IDS citations
 Petition for Extension of Time
 Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
 Cross-Reference to Related Application(s)
 Certified Copy of Priority Document
 Other: PTO-1449 form
 Other:
 Check(s)
 Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Jordan M. Becker

SIGNATURE: 

REG. NO.: 39,892

DATE: October 12, 2006

ADDRESS: 12400 Wilshire Boulevard, Seventh Floor

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CERTIFICATE OF TRANSMISSION

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Attorney Docket No.: 5693.P035

OCT 12 2006

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Mehul S. SHAH et al.

Serial No.: 10/774,214

Filing Date: 2/5/2004

For: PROXIMITY BASED LOSSLESS
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Examiner: Not Yet Assigned

Group Art Unit: 2183

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October 12, 2006

(Date of Deposit)

Chris Kunold

(Printed name)



(Signature)

(Date)

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability or constitutes prior art with respect to the present invention.

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Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

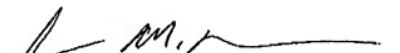
- 37 C.F.R. §1.97(b).
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- A statement pursuant to 37 C.F.R. §1.97(e) or
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- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
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If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: October 12, 2006


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Substitute for Form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many shoots as necessary)

| <i>Complete if Known</i> | |
|---------------------------------|------------------|
| Application Number | 10/774,214 |
| Filing Date | 2/5/2004 |
| First Named Inventor: | Mehul S. SHAH |
| Art Unit | 2183 |
| Examiner Name | Not Yet Assigned |
| Attorney Docket Number | S693P035 |

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U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No.* | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------|--|--------------------------------|--|--|
| IA, J | | Number-Kind Code ² (If Known) | | | |
| IA, J | | US- 5,774,715 | 06-30-1998 | Madany | |
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FOREIGN PATENT DOCUMENTS

**Examiner
Signature** /Anhtai Tran/

Date Considered

03/05/2008

***EXAMINER:** Initial if reconsideration, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant. *Applicant's unique citation designation number (optional). *See Kind Codes of USPTO Patent Document at www.uspto.gov or MPEP 601.04. *Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). *For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. *Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. *Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on this amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

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Based on Form PTO/SB/08A (08-03) as modified by BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP on 09/10/03